

Entered - 12/1/00 - sb
CL 00L0730 - GWENDOLYN BURNS

01- R-0126

CLAIM OF: BUDGET RENT A CAR OF ATLANTA
ATTN: Daniel A. Webster
Subrogation Specialist
1110 Northchase Parkway SE, Suite 200
Marietta, Georgia 30067

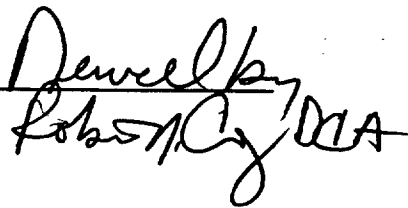
For damages alleged to have been sustained as a result of a automobile accident on August 23, 2000 at Ashby Street, SW and Cunningham Place, SW.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **BUDGET RENT A CAR OF ATLANTA** the sum of **\$1,915.48** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of a automobile accident on August 23, 2000 at Ashby Street, SW and Cunningham Place, SW., as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: 
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY



DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0730

Date: January 19, 2001

Claimant /Victim BUDGET RENT A CAR OF ATLANTA

BY: (Atty) (Ins. Co.) _____

Address: 1110 Northchase Parkway, SE, Suite 200, Marietta, Georgia 30067

Subrogation: _____ Claim for Property damage \$ 1,915.48 Bodily Injury \$ _____

Date of Notice: 11/28/00 Method: Written, Proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 _____ X Ante Litem (6 Mo.) _____ X

Date of Occurrence 8/23/00 Place: Ashby Street, SW & Cunningham, Place, SW

Department POLICE Division _____

Employee involved Brian M. Reid Disciplinary Action: Written Reprimand

NATURE OF CLAIM: Claimant's vehicle was rear-ended by a City police vehicle that was "following too closely". The city employee was cited for same.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____

Pictures _____ Diagrams _____ Reports: Police X Dept Report _____ Other _____

Traffic citations issued: City Driver _____ Claimant Driver _____

Citation disposition: City Driver X Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____

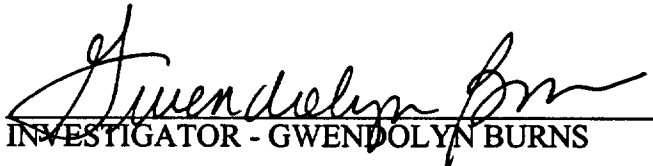
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 1,915.48 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____

Claims Manager:  Concur/date 01-19-01

Committee Action: _____ Council Action _____



Burns
11/28/00
Gwen

November 16, 2000

ENTERED - 12-1-00 - SB
00L0730 - GWEN BURNS

City of Atlanta
Attn: Law Dept
55 Trinity Ave. S.W.
Atlanta, GA 30335-0332

Re: Your Driver: Brian M. Reid
Our Claim #: 60201204
Date of Loss: 8/23/00
Amount Due: \$1915.48

Dear Law Dept:

It has come to our attention that your insured was involved in the above referenced incident with a Budget Rent A Car of Atlanta vehicle.

Due to the circumstances of the accident, we are looking to you for payment of our damages. Enclosed are supporting documents for your review.

Should you have any questions, please contact me. Thank you in advance for your prompt response to this claim.

Sincerely,

Daniel A. Webster
Subrogation Specialist
Email Address: Danielw@budgetAtl.com
770-240-3334

Budget Rent a Car of Atlanta
1110 Northchase Parkway SE, Suite 200
Marietta, Georgia 30067
Telephone: (404) 530-3030
Fax: (770) 240-3340

An Independent Budget System Licensee
www.budget.com

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 00L0730

\$ 1,915.48

IN CONSIDERATION of the sum of NINETEEN HUNDRED AND FIFTEEN AND 48/100
 DOLLARS, to be paid to me by the CITY OF ATLANTA, the future receipt of which is hereby
acknowledged, I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever
discharge said City, its officers and employees, including but not limited to Brian M. Reid, from any
and all claims, demands, actions, causes of action, suits, damages, loss and expenses, of whatsoever kind or nature
for or on account of anything that has heretofore occurred, and particularly for or on account of a automobile
accident
which occurred on or about the 23rd day of August, 2000,
at or near Ashby Street, SW

It is further understood and agreed that the payment of the above named sum is not to be considered as an
admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the
undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,
servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers,
agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment
of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by
said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this
instrument.

WITNESS my hand and seal this 26 day of Dec, 20 00

Marie Blum Claim Mgr. (LS)
BUDGET RENT A CAR OF ATLANTA

_____(LS)

The above release was read and explained to, and signed by the said Marie Blum

in our presence on the date above written.

Daniel A. Delator

WITNESSES

01-R -0126